

Law Offices of  
OLSON CANNON & GORMLEY  
A Professional Corporation  
9950 West Cheyenne Avenue  
Las Vegas, Nevada 89129  
(702) 384-4012 Fax (702) 383-0701

MICHAEL A. FEDERICO, ESQ.  
Nevada Bar No. 005946  
PATERNO C. JURANI, ESQ.  
Nevada Bar No. 008136  
OLSON CANNON & GORMLEY  
9950 W. Cheyenne Avenue  
Las Vegas, NV 89129  
P: (702) 384-4012  
F: (702) 383-0701  
[mfederico@ocgas.com](mailto:mfederico@ocgas.com)  
[pjurani@ocgas.com](mailto:pjurani@ocgas.com)  
Attorney for Defendant  
*Costco Wholesale Corporation*

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

DANIELA CANALES POCASANGRE,  
individually,

Plaintiff,

v.

COSTCO WHOLESALE CORPORATION,  
a Delaware Corporation; DOE EMPLOYEES  
I through X; DOES I through XV, and ROE  
Corporations I through X, inclusive,

Defendants.

CASE NO. 2:24-cv-00667-APG-DJA

**JOINT DISCOVERY PLAN AND  
SCHEDULING ORDER (~~SUBMITTED IN  
COMPLIANCE WITH LR 26-1(b))~~  
SPECIAL SCHEDULING REVIEW  
REQUESTED**

**AS AMENDED ON PAGE 3**

1. Meeting. Pursuant to Federal Rules of Civil Procedure 26(f), a meeting was held on Thursday, April 18, 2024, as it was properly noticed and it was attended by Michael A. Federico, Esq. of Olson Cannon & Gormley on behalf of Defendant COSTCO WHOLESALE CORPORATION and Adam L. Muslusky, Esq. of Muslusky Law on behalf of Plaintiff DANIELA CANALES POCASANGRE.

2. Pre-Discovery Disclosures. The parties will exchange the initial information no later than Friday, May 10, 2024.

///

Law Offices of  
OLSON CANNON & GORMLEY  
A Professional Corporation  
9950 West Cheyenne Avenue  
Las Vegas, Nevada 89129  
(702) 384-4012 Fax (702) 383-0701

1           3.     Discovery Plan. The parties propose to the Court the following discovery plan:

2           A.     Changes to Timing. None

3           B.     Subject of Discovery. Discovery will be needed on the following subjects:

4                   (1)    The events surrounding the alleged incident itself.

5                   (2)    Liability.

6                   (3)    The economic damage claims of the Plaintiff as a result of the alleged  
7                           incident.

8                   (4)    The physical and emotional injury claims of the Plaintiff.

9                   (5)    Causation of alleged damages.

10          C.     Issues about Electronically Stored Information. None

11          D.     Issues about privileges. None

12          E.     Changes to Limitations on Discovery. None

13          F.     Other Orders. None

14          G.     Discovery Cut-Off Date(s). Due to multiple medical providers, serious medical  
15     injuries and ongoing medical care for injuries as a result of a slip and fall while on Defendant's  
16     property, discovery will take over 180 days, that being one year, measured from April 5, 2024,  
17     which is the date the first defendant answered or otherwise appeared in the Federal case. This  
18     means all discovery must be commenced in time to be completed by Monday, April 7, 2025.

19          H.     Amending the Pleadings and Adding Parties. The parties shall have until  
20     Tuesday, January 7, 2025 to file any motions to amend the pleadings or to add parties. This is  
21     ninety (90) days before the discovery cut-off date.

22          I.     Federal Rule of Civil Procedure 26(a)(2) Disclosures (Experts). Disclosure of  
23     experts shall proceed according to Federal Rule of Civil Procedure 26(a)(2), except that:  
24  
25  
26  
27  
28

Law Offices of  
OLSON CANNON & GORMLEY  
A Professional Corporation  
9950 West Cheyenne Avenue  
Las Vegas, Nevada 89129  
(702) 384-4012 Fax (702) 383-0701

[I] The disclosure of experts and expert reports shall occur on Thursday, February 6, 2025, which is sixty (60) days before the discovery cut-off date.

[ii] The disclosure of rebuttal experts and their reports shall occur on Friday, March 7, 2025, which is thirty (30) days before the discovery cut-off date.

J. Dispositive Motions. The parties shall have until Wednesday, May 7, 2025 to file dispositive motions. This is thirty (30) days after the discovery cut-off date and does not exceed the outside limit of thirty (30) days following the discovery cut-off date that LR 26-1(b)(4) presumptively sets for filing dispositive motions.

K. Pre-Trial Order. The Pre-Trial Order shall be filed by Friday, June 6, 2025, ~~February 28, 2025~~, which is not more than thirty (30) days after the date set for filing dispositive motions in the case. In the event dispositive motions are filed, the date for filing the joint pre-trial order shall be suspended until thirty (30) days after decision of the dispositive motions or further order of the Court. The disclosures required by Federal Rules of Civil Procedure 26(a)(3) shall be made in the joint pre-trial order.

L. Extensions or Modifications of the Discovery Plan and Scheduling Order. LR 26-4 governs modifications or extensions of this discovery plan and scheduling order. Any stipulation or motion must be made no later than twenty-one (21) days before the discovery cut off date and comply fulling with ~~LR 26-4~~ <sup>LR 26-3</sup>, which is Monday, March 17, 2025.

M. Alternative Dispute Resolution. The parties certify that they have met and conferred about using Alternative Dispute Resolution processes but discovery is necessary to determine case issues.

N. Alternative Forms of Case Disposition. The parties certify that they have considered consent to Trial by a Magistrate Judge and use of the Short Trial Program.

O. Format of Discovery. Pursuant to the electronic discovery amendments to the Federal Rules of Civil Procedure effective December 1, 2006, the parties addressed the e-discovery issues pertaining to the format of discovery at the Rule 26(f) conference. The parties do not anticipate discovery of native files or metadata at this time, but each party reserves the right to make a showing for the need of such electronic data as discovery progresses.

DATED this 3<sup>rd</sup> day of May, 2024.

DATED this 3<sup>rd</sup> day of May, 2024.

OLSON CANNON & GORMLEY

MUSLUSKY LAW

/s/ Michael A. Federico, Esq.

/s/ Adam L. Muslusky, Esq.

MICHAEL A. FEDERICO, ESQ.  
Nevada Bar No.: 005946  
9950 W. Cheyenne Ave.  
Las Vegas, NV 89129  
Attorney for Defendant

ADAM L. MUSLUSKY, ESQ.  
Nevada Bar No. 007457  
3030 S. Jones Blvd., Ste. 108  
Las Vegas, NV 89146  
Attorneys for Plaintiff

IT IS SO ORDERED this 6<sup>th</sup> day of May, 2024.

  
DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE